

PATENT



CERTIFICATE OF MAILING (37 CFR 1.8a)

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Name:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:

NICOL ET AL

Serial No.: 09/560,006

Filing Date: April 27, 2000

For: SYNCHRONIZED SPATIAL-TEMPORAL
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Commissioner for Patents
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) Examiner: R. M. POND

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RESPONSE TO RESTRICTION REQUIREMENT

The Office Action dated May 5, 2003, states: "Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1, ~~3~~, 27, ~~29~~, 43, and ~~50~~ drawn to electronic shopping presentation of image, classified in class 705, subclass 27.

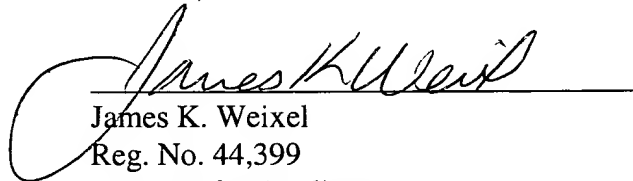
II. Claims 1-2, 4-28, 30-49, and 51-54 drawn to application of database or data structure (e.g. distributed, multimedia, image) classified in class 707, subclass 104.1.”

Solely for purposes of responding to this restriction requirement, Applicants hereby provisionally elect for examination category II Claims 1-2, 4-28, 30-49, and 51-54 inclusive, with traverse, and cancel without prejudice or disclaimer Claims 3, 29, and 50.

It is noted that the only Category I claims drawn to “electronic shopping” are dependent claims 3, 29, and 50, but the Examiner included independent claims 1, 27, and 43 within category I claims. Applicant respectfully disagrees that claims 1, 27, and 43 should have been included in category I claims. However, the Examiner also properly included independent claims 1, 27, and 43 within category II claims.

If any extension of time is necessary to enter this response, please consider this response as including a petition for such extension of time and charge any fee for such extension and any additional required fees to our Deposit Account No. 07-2339.

Respectfully submitted,


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